

AO 440 (Rev. 8/04) Summons in a Civil Action
JUDGE CROTTY

UNITED STATES DISTRICT COURT

Southern

District of

New York

State of New York, State of Illinois, State of
Maryland, State of Washington

SUMMONS IN A CIVIL ACTION

V.

Unit States Department of Health and Human
Services

CASE NUMBER: 07 CV

07 CV 8621

TO: (Name and address of Defendant)

United States Department of Health and Human Services, 200
Independence Avenue S.W., Washington, D.C. 20201

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Andrew M. Cuomo, Attorney General of the State of New York, 120
Broadway, 24th Floor, New York, New York 10007;
Lisa Madigan, Attorney General of the State of Illinois, Office of the
Attorney General, 160 North LaSalle St., Suite N1000, Chicago, Illinois
60601;
Douglas F. Gansler, Attorney General of the State of Maryland, Office of
Attorney General, 300 West Preston St. Room 302, Baltimore, Maryland
21201;
Robert M. McKenna, Attorney General of the State of Washington, 7141
Cleanwater Dr. SW, PO Box 40124, Olympia, Washington 98504

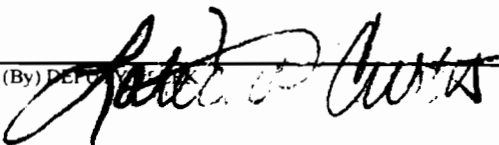
an answer to the complaint which is served on you with this summons, within 60 days after service
of this summons on you. exclusive of the day of service. If you fail to do so, judgment by default will be taken against you
for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the
Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON
CLERK

DATE

OCT 04 2007

(By) DEPT. CLERK



AO 440 (Rev. 8/01) Summons in a Civil Action

| RETURN OF SERVICE | | |
|--|-----------------------------------|---------------------|
| Service of the Summons and complaint was made by me ⁽¹⁾ | DATE October 5, 2007 | |
| NAME OF SERVER (PRINT) JUDITH M. YOUNG | TITLE Legal Assistant 1 | |
| <i>Check one box below to indicate appropriate method of service</i> | | |
| <input type="checkbox"/> Served personally upon the defendant. Place where served: <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: <div style="text-align: center;"> <p>I served a true & correct copy of the Summons & Complaint</p> <p><input checked="" type="checkbox"/> Other (specify): upon the following: U.S. Dep't of Health & Human Services.</p> <p>(Defendant) 200 Independence Ave. S.W. Washington, DC 20201. Via U.S. Certified Mail. (Tracking #7005-0390-0002-4510-8916)</p> </div> | | |
| STATEMENT OF SERVICE FEES | | |
| TRAVEL N/A | SERVICES N/A | TOTAL \$0.00 |
| DECLARATION OF SERVER | | |
| <p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>October 9, 2007</u> <u><i>Judith M. Young</i></u> <div style="margin-left: 250px;">Date</div> <div style="margin-left: 250px;">Signature of Server</div> <p style="margin-left: 250px;">ANDREW M. CUOMO Attorney General of the State of New York Attorney for Plaintiff State of New York</p> <p style="margin-left: 250px;">Address of Server -120 Broadway, 24th Floor New York, New York 10271. Peter A. Siström, Assistant Attorney General (of counsel)</p> <p>A true & correct copy of the Summons and Complaint was also served on October 5, 2007 upon: Peter D. Keisler, Acting United States Attorney General United States Department of Justice 950 Pennsylvania Avenue Washington, D.C. 20530 <i>JMY 10/9/07</i> (Via U.S. Certified Mail, Tracking # 7005-0390-0002-4510-8909)</p> </p> | | |

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.